

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CHARLES A. CLEVELAND and
JOYCE J. MCCOWN, individually and on
behalf of their marital community; and
EBERE JOY AKAEGBU-CLEVELAND, a
single person,

Plaintiffs,

vs.

UNITED STATES DEPARTMENT OF
HOMELAND SECURITY; UNITED
STATES CITIZENSHIP AND
IMMIGRATION SERVICES; CHAD F.
WOLF, acting Secretary of U.S. Department
of Homeland Security, in his official capacity
as Secretary of the Department; KENNETH
T. CUCCINELLI, Senior Official Performing
the Duties of the Director, U.S. Citizenship
and Immigration Services, in his official
capacity as Agency Director; ANNE A.
CORSANO, Director of District 20, Seattle
U.S. Citizenship and Immigration Services, in
her official capacity as Office Director; and
CHRYSTA STOCK, Spokane Field Office
Director, in her official capacity as Office
Director,

Defendants.

NO: 2:20-CV-0409-TOR

ORDER OF DISMISSAL
WITHOUT PREJUDICE

1 BEFORE THE COURT is the Parties’¹ Stipulated Motion to Dismiss
2 Without Prejudice (ECF No. 6). The parties agree that all of Plaintiffs’ claims
3 against Defendants in the above-entitled matter should be dismissed without
4 prejudice and with each party bearing its own fees and costs. The Court has
5 reviewed the record and files herein, and is fully informed.

6 According to Rule 41(a)(1)(A)(ii), a plaintiff may dismiss an action by filing
7 a stipulation signed by all parties who have appeared.

8 **ACCORDINGLY, IT IS HEREBY ORDERED:**

- 9 1. Pursuant to Rule 41(a)(1)(A)(ii) and the parties’ stipulation, this action is
10 **DISMISSED** without prejudice and with each party to bear its own costs,
11 fees and expenses.
12 2. The pending Motion to Dismiss of Lack of Jurisdiction, ECF No. 4, is
13 **DENIED** as moot.

14 The District Court Executive is directed to enter this Order and Judgment of
15 Dismissal, furnish copies to counsel, and **CLOSE** the file.

16 DATED February 8, 2021.



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A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE
United States District Judge

¹ Without successor substitution under F.R.Civ.P 25(d), because prompt dismissal.